



**Eric Gonzalez**  
District Attorney

**DISTRICT ATTORNEY  
KINGS COUNTY**

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**[INSERT NAME]**  
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]  
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

**MOS NAME:** RICHARD KERN

**MOS TAX:** [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

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**Disclosure # 1:**

MOS KERN PLED GUILTY TO THE FOLLOWING DEPARTMENTAL CHARGED ARISING FROM AN INCIDENT OCCURRING ON OCTOBER 15, 2008 IN THE VICINITY OF THE PROSPECT PARK B AND Q SUBWAY STATION, KINGS COUNTY, WHILE MOS KERN WAS ASSIGNED TO THE 71<sup>ST</sup> PRECINCT AND ON DUTY:

1. KNEW OR SHOULD HAVE KNOWN THAT A PERSON KNOWN TO NYPD HAD A WARRANT
2. FAILED TO NOTIFY IAB OR HIS COMMANDING OFFICER OF ALLEGATIONS OF SERIOUS MISCONDUCT
3. FAILED TO OBTAIN MEDICAL TREATMENT FOR SAID ABOVE REFERENCED PERSON KNOWN TO NYPD
4. HAVING HANDCUFFED SAID PERSON, FAILED TO NOTIFY HIS PATROL SUPERVISOR BEFORE DECIDING TO RELEASE SAID PERSON WITH A DISORDERLY CONDUCT SUMMONS.
5. HAVING PREPARED A SUMMONS FOR DISORDERLY CONDUCT, MOS KERN FAILED AND NEGLECTED TO INSERT PROPER RETURN DATE ON THE SUMMONS, THEREBY RENDERING THE SUMMONS FACIALLY INSUFFICIENT AND UNENFORCEABLE

CASE STATUS: CLOSED ON 09/16/2013

ACTION TAKEN: COMBINED PENALTY WITH DISCLOSURE #2 BELOW / SUSPENDED 30 DAYS AND FORFEITURE OF 25 VACATION DAYS.

**Disclosure # 2:**

MOS KERN PLED GUILTY TO THE FOLLOWING NYPD CHARGE ARISING FROM AN INCIDENT ON OR ABOUT JANUARY 21, 2012 AT ABOUT 0545 HOURS WHILE MOS KERN WAS ASSIGNED TO VIPER UNIT #6 AND ON DUTY: ALLEGATION:

1. MOS KERN, WRONGFULLY WAS ASLEEP OR OTHERWISE FAILED TO REMAIN ALERT.

CASE STATUS: CLOSED ON 09/16/2013

ACTION TAKEN: COMBINED PENALTY WITH DISCLOSURE # 1 ABOVE / SUSPENDED 30 DAYS AND FORFEITURE OF 25 VACATION DAYS.

**BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE UNAWARE OF ANY PENDING AND OR SUBSTANTIATED CCRB ALLEGATIONS AGAINST THIS OFFICER.**

Eric Gonzalez  
District Attorney  
Kings County